

Court of Appeals, State of Michigan

ORDER

People of MI v Douglas Williams

Docket No. 286733

LC No. 06-008243-01

Michael J. Talbot
Presiding Judge

Kurtis T. Wilder

Brian K. Zahra
Judges

The Court orders that the motion to file a supplement is GRANTED.

In lieu of granting the application, the Court orders, pursuant to MCR 7.205(D)(2), that the June 27, 2008, order of the Wayne Circuit Court granting defendant's second motion to withdraw his guilty plea hereby is VACATED. MCR 6.310(C) provides that, once a defendant has filed a motion to withdraw a guilty plea after sentence, "defendant may seek relief only in accordance with the procedure set forth in subchapter 6.500." The circuit court thus did not have jurisdiction to hear defendant's second motion to withdraw his guilty plea. Should defendant seek further review of his January 9, 2007, conviction and sentence arising from his guilty plea, he must do so in conjunction with MCR 6.500. This order is to have immediate effect, MCR 7.215(F)(2). The Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

NOV 21 2008
Date

Sandra Schultz Mengel
Chief Clerk